

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Terrie Lynne Sena,
Petitioner
v.
Jo Gentry, *et al.*,
Defendants

2:16-cv-01309-JAD-GWF

**Order Denying Application to Proceed
in forma pauperis and Dismissing and
Closing Case**

[ECF No. 1]

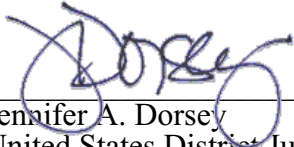
Nevada state prisoner Terrie Sena has not properly commenced this § 2254 action because she has not submitted a complete application to proceed *in forma pauperis* or paid the \$5.00 filing fee. Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, Sena must attach both an inmate account statement for the past six months and a properly executed financial certificate to her application to proceed *in forma pauperis*. Sena failed to attach either. I therefore deny Sena's IFP application and dismiss this case without prejudice to Sena's ability to file a new action in which she pays the filing fee or submits a complete IFP application. It does not appear that dismissal without prejudice will result in a promptly-filed action being untimely. But Sena is cautioned that she remains responsible for calculating the limitations period that applies to her case, timely commencing a new action, and properly exhausting her claims in state court.

Accordingly, IT IS HEREBY ORDERED that Sena's application to proceed *in forma pauperis* [ECF No. 1] is DENIED; this action is DISMISSED without prejudice to the filing of a new action with the proper paperwork. No further filings in this case will be entertained.

IT IS FURTHER ORDERED that a certificate of appealability is DENIED because reasonable jurists would not find my dismissal of this action debatable or wrong.

1 The Clerk of Court is directed to send Sena two copies each of the court's approved
2 application to proceed *in forma pauperis* for incarcerated persons and the noncapital section 2254
3 habeas petition form and to CLOSE THIS CASE.

4 Dated this 24th day of June, 2016.

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Jennifer A. Dorsey
United States District Judge